

Commonwealth of Massachusetts  
Department of Telecommunications and Energy

\_\_\_\_\_  
Costs that Should be Included in        )  
Default Service Rates for                )  
Massachusetts Electric Company        )

D.T.E. 03-88E

**Petition for Leave to Intervene of  
Constellation NewEnergy, Inc.**

Pursuant to 220 CMR § 1.03 Constellation NewEnergy, Inc. (“Constellation”) hereby petitions the Department of Telecommunications and Energy (the “Department”) for leave to intervene in the above-captioned proceeding.

In support of this petition, Constellation states as follows:

1. Constellation is a competitive retail electric supplier, licensed by the Department and serving customers throughout Massachusetts, including in the Massachusetts Electric Company (“MECo”) service territory.
2. This proceeding concerns the costs that should be included in default service rates for MECo.
3. Constellation will be substantially and specifically affected by this proceeding. The costs to be included in default service rates determine the level of those rates. The default service rate is the price to which customers compare offers from competitive suppliers such as Constellation. That rate has a direct impact on the development of the competitive market, and on the ability of suppliers such as Constellation to compete in that market.
4. Constellation expects to present evidence regarding the costs that should be included in default service rates.

5. Constellation's participation will not impair the orderly conduct of this proceeding. Indeed, given Constellation's experience as a competitive supplier in other states across the country, its participation will assist the Department in its review of the issues raised herein.

6. Constellation seeks to participate as a full intervenor and, where appropriate, to participate in hearings, submit discovery, and file testimony and briefs.

WHEREFORE, Constellation respectfully requests that the Department grant its Petition to Intervene.

Respectfully submitted,  
By its attorney,

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